

AMENDED IN ASSEMBLY AUGUST 7, 2006

AMENDED IN ASSEMBLY JUNE 12, 2006

AMENDED IN ASSEMBLY JUNE 14, 2005

AMENDED IN SENATE MARCH 14, 2005

**SENATE BILL**

**No. 185**

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**Introduced by Senator Battin**

February 10, 2005

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An act to amend Section 5071 of the Penal Code, relating to prison inmates.

LEGISLATIVE COUNSEL'S DIGEST

SB 185, as amended, Battin. Inmate labor assignments.

Existing law prohibits a prison inmate from being assigned to ~~any task~~ *employment* that would provide access to personal information of private individuals, as specified, excepting incidental contact in employment programs and public service facilities.

This bill would ~~subject to immediate disciplinary action an inmate who is found present within 25 feet of that personal information~~ *prohibit any inmate from being allowed to participate in any activity that would provide the inmate with access to personal information of private individuals.*

Vote: majority. Appropriation: no. Fiscal committee: yes.  
State-mandated local program: no.

*The people of the State of California do enact as follows:*

1 SECTION 1. Section 5071 of the Penal Code is amended to  
2 read:

1     5071. (a) The Secretary of the Department of Corrections  
2 and Rehabilitation shall not assign any prison inmate to  
3 employment, *or allow a prison inmate to participate in any*  
4 *activity*, that provides that inmate with access to personal  
5 information of private individuals, including, but not limited to:  
6 addresses; telephone numbers; health insurance, taxpayer, school,  
7 or employee identification numbers; mothers' maiden names;  
8 demand deposit account, debit card, credit card, savings, or  
9 checking account numbers, PINs, or passwords; social security  
10 numbers; places of employment; dates of birth; state or  
11 government issued driver's license or identification numbers;  
12 alien registration numbers; government passport numbers; unique  
13 biometric data, such as fingerprints, facial scan identifiers, voice  
14 prints, retina or iris images, or other similar identifiers; unique  
15 electronic identification numbers; address or routing codes; and  
16 telecommunication identifying information or access devices.

17     (b) Any person who is a prison inmate, and who has access to  
18 any personal information, shall disclose that he or she is a prison  
19 inmate before taking any personal information from anyone.

20     (c) ~~No inmate shall be assigned to work within 25 feet of any~~  
21 ~~personal information. Any inmate who is found present within~~  
22 ~~that distance shall be subject to immediate disciplinary action.~~

23     ~~(d)~~ This section shall not apply to inmates in employment  
24 programs or public service facilities where incidental contact  
25 with personal information may occur.